

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF

In re: §  
§  
GARNER, MICHAEL C. § Case No. 09-27922  
§  
Debtor(s) §

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TRUSTEE'S FINAL REPORT (TFR)

The undersigned trustee hereby makes this Final Report and states as follows:

1. A petition under chapter of the United States Bankruptcy Code was filed on . The undersigned trustee was appointed on .
2. The trustee faithfully and properly fulfilled the duties enumerated in 11 U.S.C. §704.
3. All scheduled and known assets of the estate have been reduced to cash, released to the debtor as exempt property pursuant to 11 U.S.C. § 522, or have been or will be abandoned pursuant to 11 U.S.C. § 554. An individual estate property record and report showing the disposition of all property of the estate is attached as **Exhibit A**.

4. The trustee realized gross receipts of \$

Funds were disbursed in the following amounts:

Payments made under an interim  
disbursement  
Administrative expenses  
Bank service fees  
Other payments to creditors  
Non-estate funds paid to 3<sup>rd</sup> Parties  
Exemptions paid to the debtor  
Other payments to the debtor

Leaving a balance on hand of<sup>1</sup> \$

The remaining funds are available for distribution.

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<sup>1</sup> The balance of funds on hand in the estate may continue to earn interest until disbursed. The interest earned prior to disbursement will be distributed pro rata to creditors within each priority category. The trustee may receive additional compensation not to exceed the maximum compensation set forth under 11 U.S.C. §326(a) on account of the disbursement of the additional interest.

5. Attached as **Exhibit B** is a cash receipts and disbursements record for each estate bank account.

6. The deadline for filing non-governmental claims in this case was \_\_\_\_\_ and the deadline for filing governmental claims was \_\_\_\_\_. All claims of each class which will receive a distribution have been examined and any objections to the allowance of claims have been resolved. If applicable, a claims analysis, explaining why payment on any claim is not being made, is attached as **Exhibit C**.

7. The Trustee's proposed distribution is attached as **Exhibit D**.

8. Pursuant to 11 U.S.C. § 326(a), the maximum compensation allowable to the trustee is \$ \_\_\_\_\_. To the extent that additional interest is earned before case closing, the maximum compensation may increase.

The trustee has received \$ \_\_\_\_\_ as interim compensation and now requests a sum of \$ \_\_\_\_\_, for a total compensation of \$ \_\_\_\_\_<sup>2</sup>. In addition, the trustee received reimbursement for reasonable and necessary expenses in the amount of \$ \_\_\_\_\_, and now requests reimbursement for expenses of \$ \_\_\_\_\_, for total expenses of \$ \_\_\_\_\_<sup>2</sup>.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Date: \_\_\_\_\_ By: /s/JOSEPH E. COHEN  
Trustee

**STATEMENT:** This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

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<sup>2</sup> If the estate is administratively insolvent, the dollar amounts reflected in this paragraph may be higher than the amounts listed in the Trustee's Proposed Distribution (Exhibit D).

## INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT

## ASSET CASES

Page: 1  
Exhibit ACase No: 09-27922 ABG Judge: A. BENJAMIN GOLDGAR  
Case Name: GARNER, MICHAEL C.

Trustee Name: JOSEPH E. COHEN

Date Filed (f) or Converted (c): 07/31/09 (f)

341(a) Meeting Date: 08/24/09

Claims Bar Date: 05/07/10

For Period Ending: 06/10/13

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Values	Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Formally Abandoned OA=554(a) Abandon	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1. Cash on hand (approximately)	300.00	0.00		0.00	0.00
2. Checking Account (Chase) (joint) (total in account	1,000.00	0.00		0.00	0.00
3. Security Deposit w/Camden Brookside Apartments, Lo	100.00	0.00		0.00	0.00
4. East Chase Apartments	200.00	0.00		0.00	0.00
5. Various Household Goods and Furnishings	0.00	0.00		0.00	0.00
6. Wearing Apparel (less than \$10,000)(approximately)	10,000.00	0.00		0.00	0.00
7. Jewelry (watch/rings)(less than \$2,000) approximat	2,000.00	0.00		0.00	0.00
8. Golf Clubs (replacement value \$1,500)(approximatel	500.00	0.00		0.00	0.00
9. State Farm (cash values as of 7/31/09) Policy #130	102,402.18	0.00		0.00	0.00
10. IRA - Trover	135,316.51	0.00		0.00	0.00
11. IRA - Kovitz	581,899.80	0.00		0.00	0.00
12. IRA - Kovitz	35,467.57	0.00		0.00	0.00
13. IRA - Hand & Tanner	80,970.60	0.00		0.00	0.00
14. Stock - CNA (34,374 shares)	0.00	0.00		166,647.21	FA
15. Stock - TSI Holding Co., Inc. (124,002 shares)	0.00	0.00		0.00	0.00
16. (Note: Additional 30,000 shares not yet vested) (N	0.00	0.00		0.00	0.00
17. Mr. Garner is a contingent remainder beneficiary o	0.00	0.00		0.00	0.00
18. Michael Garner Revocable Trust	1,019.49	0.00		0.00	0.00
19. Michael C. Garner and Joan Lucari Garner Irrevocab	0.00	0.00		99,000.00	FA
20. 1998 BMW 528i (this vehicle has 100,000 miles and	4,500.00	0.00		0.00	0.00
21. Compact Discs	0.00	0.00		0.00	0.00
22. Fifth Third Health Savings Account	3,930.82	0.00		0.00	0.00
INT. Post-Petition Interest Deposits (u)	Unknown	N/A		46.24	Unknown

Gross Value of Remaining Assets

TOTALS (Excluding Unknown Values)

\$959,606.97

\$0.00

\$265,693.45

\$0.00

FORM 1  
INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT

## ASSET CASES

Page: 2  
Exhibit A

Case No: 09-27922 ABG Judge: A. BENJAMIN GOLDGAR  
Case Name: GARNER, MICHAEL C.

Trustee Name: JOSEPH E. COHEN  
Date Filed (f) or Converted (c): 07/31/09 (f)  
341(a) Meeting Date: 08/24/09  
Claims Bar Date: 05/07/10

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Values	Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Formally Abandoned OA=554(a) Abandon	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets

(Total Dollar Amount in Column 6)

Major activities affecting case closing which are not reflected above, and matters pending, date of hearing or sale, and other action:

TRUSTEE HAS REQUESTED RECORDS AND BANK STATEMENTS FROM THE DEBTOR. TRUSTEE NEGOTIATING WITH CNA AND THE DEBTOR FOR TURNOVER OF IMPROPER FUNDS HELD IN PENSION ACCOUNT. TRUSTEE FILED MOTION TO APPROVE COMPROMISE BETWEEN THE TRUSTEE, JOAN LUNARI AND CNA. THE COMPROMISE WAS APPROVED. TRUSTEE TO EMPLOY AN ACCOUNTANT. CNA IS REFUSUNG TO PAY THE AGREED UPON SETTLEMENT AMOUNT. THE TRUSTEE WILL FILE A MOTION TO ENFORCE THE JUDGMENT. TRUSYEE HAS COMMUNICATED WITH COUNSEL FOR CNA AND FUNDS SHOULD BE PAID WITHIN 60 DAYS. FUNDS HAVE NOW BEEN PAID BY CNA. TRUSTEE FILING FINAL TAX RETURN AND WILL THEN FILE A FINAL REPORT.

Initial Projected Date of Final Report (TFR): 02/28/13

Current Projected Date of Final Report (TFR): 03/31/13

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 09-27922 -ABG  
Case Name: GARNER, MICHAEL C.

Trustee Name: JOSEPH E. COHEN  
Bank Name: ASSOCIATED BANK  
Account Number / CD #: \*\*\*\*\*1947 Checking Account

Taxpayer ID No: \*\*\*\*\*6691  
For Period Ending: 06/10/13

Blanket Bond (per case limit): \$ 5,000,000.00  
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)
			BALANCE FORWARD				0.00
08/30/12		Trsf In From BANK OF AMERICA, N.A.	INITIAL WIRE TRANSFER IN	9999-000	264,071.73		264,071.73
10/16/12		ASSOCIATED BANK	BANK SERVICE FEE	2600-000		162.78	263,908.95
11/05/12		ASSOCIATED BANK	BANK SERVICE FEE	2600-000		168.16	263,740.79
12/07/12		ASSOCIATED BANK	BANK SERVICE FEE	2600-000		162.60	263,578.19
01/08/13		ASSOCIATED BANK	BANK SERVICE FEE	2600-000		167.92	263,410.27
02/07/13		ASSOCIATED BANK	BANK SERVICE FEE	2600-000		391.56	263,018.71
02/23/13	300001	iILL. DEPT. OF REVENUE	Income tax	2820-000		53.00	262,965.71
			Income tax - 2012 FORM IL-1041 35-6856691				
03/05/13	300002	INTERNATIONAL SURETIES, LTD. 701 Poydras Street Suite 420 New Orleans, LA 70139	Bond premium	2300-000		276.85	262,688.86
03/07/13		ASSOCIATED BANK	BANK SERVICE FEE	2600-000		353.21	262,335.65
04/05/13		ASSOCIATED BANK	BANK SERVICE FEE	2600-000		390.18	261,945.47
05/07/13		ASSOCIATED BANK	BANK SERVICE FEE	2600-000		376.85	261,568.62
06/07/13		ASSOCIATED BANK	BANK SERVICE FEE	2600-000		388.88	261,179.74

Memo Allocation Receipts: 0.00  
Memo Allocation Disbursements: 0.00  
Memo Allocation Net: 0.00

COLUMN TOTALS 264,071.73 2,891.99 261,179.74  
Less: Bank Transfers/CD's 264,071.73 0.00  
Subtotal 0.00 2,891.99  
Less: Payments to Debtors 0.00  
Net 0.00 2,891.99

Page Subtotals 264,071.73 2,891.99

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 09-27922 -ABG  
Case Name: GARNER, MICHAEL C.

Trustee Name: JOSEPH E. COHEN  
Bank Name: BANK OF AMERICA, N.A.  
Account Number / CD #: \*\*\*\*\*1341 Money Market Account (Interest Earn

Taxpayer ID No: \*\*\*\*\*6691  
For Period Ending: 06/10/13

Blanket Bond (per case limit): \$ 5,000,000.00  
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)
			BALANCE FORWARD				0.00
06/10/10	19	Michael Garner/Weissberg & Associates	Settlement of exemption dispute	1129-000	99,000.00		99,000.00
06/30/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.050	1270-000	2.30		99,002.30
07/30/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.050	1270-000	4.20		99,006.50
08/31/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.050	1270-000	4.21		99,010.71
09/30/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.050	1270-000	4.07		99,014.78
10/29/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.050	1270-000	4.20		99,018.98
11/30/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.050	1270-000	4.07		99,023.05
12/31/10	INT	BANK OF AMERICA, N.A.	Interest Rate 0.050	1270-000	4.21		99,027.26
01/31/11	INT	BANK OF AMERICA, N.A.	Interest Rate 0.050	1270-000	4.21		99,031.47
02/28/11	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.76		99,032.23
03/29/11	000301	INTERNATIONAL SURETIES, LTD.	Bond premium	2300-000		48.46	98,983.77
03/31/11	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.84		98,984.61
04/29/11	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.81		98,985.42
05/31/11	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.85		98,986.27
06/30/11	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.81		98,987.08
07/29/11	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.84		98,987.92
08/31/11	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.84		98,988.76
09/30/11	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.81		98,989.57
10/31/11	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.84		98,990.41
10/31/11		BANK OF AMERICA, N.A.	BANK SERVICE FEE	2600-000		126.11	98,864.30
11/30/11	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.81		98,865.11
11/30/11		BANK OF AMERICA, N.A.	BANK SERVICE FEE	2600-000		121.89	98,743.22
12/30/11	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.83		98,744.05
12/30/11		BANK OF AMERICA, N.A.	BANK SERVICE FEE	2600-000		121.74	98,622.31
01/31/12	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.84		98,623.15
01/31/12		BANK OF AMERICA, N.A.	BANK SERVICE FEE	2600-000		129.34	98,493.81
02/29/12	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.78		98,494.59

Page Subtotals 99,042.13 547.54

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 09-27922 -ABG  
Case Name: GARNER, MICHAEL C.

Trustee Name: JOSEPH E. COHEN  
Bank Name: BANK OF AMERICA, N.A.  
Account Number / CD #: \*\*\*\*\*1341 Money Market Account (Interest Earn

Taxpayer ID No: \*\*\*\*\*6691  
For Period Ending: 06/10/13

Blanket Bond (per case limit): \$ 5,000,000.00  
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)
02/29/12		BANK OF AMERICA, N.A.	BANK SERVICE FEE	2600-000		117.06	98,377.53
03/11/12	000302	INTERNATIONAL SURETIES, LTD.	Bond premium	2300-000		82.72	98,294.81
03/30/12	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.83		98,295.64
03/30/12		BANK OF AMERICA, N.A.	BANK SERVICE FEE	2600-000		120.90	98,174.74
04/30/12	INT	BANK OF AMERICA, N.A.	INTEREST REC'D FROM BANK	1270-000	0.81		98,175.55
04/30/12		BANK OF AMERICA, N.A.	BANK SERVICE FEE	2600-000		124.73	98,050.82
05/31/12	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.83		98,051.65
05/31/12		BANK OF AMERICA, N.A.	BANK SERVICE FEE	2600-000		124.57	97,927.08
06/29/12	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.80		97,927.88
06/29/12		BANK OF AMERICA, N.A.	BANK SERVICE FEE	2600-000		116.39	97,811.49
07/31/12	INT	BANK OF AMERICA, N.A.	Interest Rate 0.010	1270-000	0.84		97,812.33
07/31/12		BANK OF AMERICA, N.A.	BANK SERVICE FEE	2600-000		128.28	97,684.05
08/06/12	14	CNA Resources Center CNA RESOURCES CENTER	Settlement of Adversary Memo Amount: 296,192.52 Settlement of Adversary Memo Amount: ( 61,953.27 ) IRS Withholding Taxes Memo Amount: ( 14,709.63 ) State of IL Withholding Taxes Memo Amount: ( 52,882.41 ) Settlement to CNAF per Court Order	1129-000 2810-000 2820-000 2500-000	166,647.21		264,331.26
08/30/12		BANK OF AMERICA, N.A. 901 MAIN STREET 10TH FLOOR DALLAS, TX 75283	BANK FEES	2600-000		259.53	264,071.73
08/30/12		Trsf To ASSOCIATED BANK	INITIAL WIRE TRANSFER IN	9999-000		264,071.73	0.00

Page Subtotals 166,651.32 265,145.91

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 09-27922 -ABG  
Case Name: GARNER, MICHAEL C.

Trustee Name: JOSEPH E. COHEN  
Bank Name: BANK OF AMERICA, N.A.  
Account Number / CD #: \*\*\*\*\*1341 Money Market Account (Interest Earn

Taxpayer ID No: \*\*\*\*\*6691  
For Period Ending: 06/10/13

Blanket Bond (per case limit): \$ 5,000,000.00  
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)
		Memo Allocation Receipts: 296,192.52			265,693.45	265,693.45	0.00
		Memo Allocation Disbursements: 129,545.31			0.00	264,071.73	
			COLUMN TOTALS				
			Less: Bank Transfers/CD's				
			Subtotal		265,693.45	1,621.72	
			Less: Payments to Debtors			0.00	
			Net		265,693.45	1,621.72	
						NET	ACCOUNT
						DISBURSEMENTS	BALANCE
			TOTAL - ALL ACCOUNTS		NET DEPOSITS		
			Checking Account - *****1947		0.00	2,891.99	261,179.74
			Money Market Account (Interest Earn - *****1341		265,693.45	1,621.72	0.00
					265,693.45	4,513.71	261,179.74
					(Excludes Account Transfers)	(Excludes Payments To Debtors)	Total Funds On Hand

Page Subtotals 0.00 0.00



Page 1

EXHIBIT A  
ANALYSIS OF CLAIMS REGISTER

Date: June 10, 2013

Case Number: 09-27922  
Debtor Name: GARNER, MICHAEL C.

Claim Number Sequence

Code #	Creditor Name & Address	Claim Class	Notes	Scheduled	Claimed	Allowed
001 3110-00	COHEN & KROL	Administrative		\$0.00	\$9,597.00	\$9,597.00
001 3310-00	FGMK, LLC 2801 Lakeside Drive 3rd Floor Bannockburn, IL 60015	Administrative		\$0.00	\$6,387.00	\$6,387.00
000001 050 4210-00	CNA Financial Corporation c/o Seyfarth Shaw LLP 131 South Dearborn Street, Suite 2400 Chicago, IL 60603 Attn: Jason J. DeJonker	Secured		\$0.00	\$2,102,974.22	\$2,102,974.22
BOND 999 2300-00	INTERNATIONAL SURETIES, LTD.	Administrative		\$0.00	\$408.03	\$408.03
Case Totals:				\$0.00	\$2,119,366.25	\$2,119,366.25

Code #: Trustee's Claim Number, Priority Code, Claim Type

**TRUSTEE'S PROPOSED DISTRIBUTION**

Exhibit D

Case No.: 09-27922

Case Name: GARNER, MICHAEL C.

Trustee Name: JOSEPH E. COHEN

Balance on hand \$

Claims of secured creditors will be paid as follows:

Claim No.	Claimant	Claim Asserted	Allowed Amount of Claim	Interim Payment to Date	Proposed Payment
000001	CNA Financial Corporation c/o Seyfarth Shaw LLP 131 South Dearborn Street, Suite 2400 Chicago, IL 60603 Attn: Jason J. DeJonker	\$	\$	\$	\$

Total to be paid to secured creditors \$ \_\_\_\_\_

Remaining Balance \$ \_\_\_\_\_

Applications for chapter 7 fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Trustee Fees: JOSEPH E. COHEN	\$	\$	\$
Trustee Expenses: JOSEPH E. COHEN	\$	\$	\$
Attorney for Trustee Fees: COHEN & KROL	\$	\$	\$
Accountant for Trustee Fees: FGMK, LLC	\$	\$	\$
Other: INTERNATIONAL SURETIES, LTD.	\$	\$	\$

Total to be paid for chapter 7 administrative expenses \$ \_\_\_\_\_

Remaining Balance \$ \_\_\_\_\_

Applications for prior chapter fees and administrative expenses have been filed as follows:

NONE

In addition to the expenses of administration listed above as may be allowed by the Court, priority claims totaling \$ \_\_\_\_\_ must be paid in advance of any dividend to general (unsecured) creditors.

Allowed priority claims are:

NONE

The actual distribution to wage claimants included above, if any, will be the proposed payment less applicable withholding taxes (which will be remitted to the appropriate taxing authorities).

Timely claims of general (unsecured) creditors totaling \$ \_\_\_\_\_ have been allowed and will be paid pro rata only after all allowed administrative and priority claims have been paid in full. The timely allowed general (unsecured) dividend is anticipated to be \_\_\_\_\_ percent, plus interest (if applicable).

Timely allowed general (unsecured) claims are as follows:

NONE

Tardily filed claims of general (unsecured) creditors totaling \$ \_\_\_\_\_ have been allowed and will be paid pro rata only after all allowed administrative, priority and timely filed general (unsecured) claims have been paid in full. The tardily filed claim dividend is anticipated to be \_\_\_\_\_ percent.

Tardily filed general (unsecured) claims are as follows:

NONE

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court totaling \$        have been allowed and will be paid pro rata only after all allowed administrative, priority and general (unsecured) claims have been paid in full. The dividend for subordinated unsecured claims is anticipated to be        percent.

Subordinated unsecured claims for fines, penalties, forfeitures or damages and claims ordered subordinated by the Court are as follows:

NONE